JED S. RAKOFF, U.S.D.J.

On September 16, 2009 the parties in this case telephonically informed the Court that they have reached a settlement. Accordingly, the case is hereby dismissed with prejudice, but with leave to any party to move within 30 days from the date hereof to reopen the case if the settlement is not fully effectuated.

SO ORDERED.

GED S. RAKOFF, U.S.D.J.

Dated: New York, New York September 17, 2009

